THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.21920 of 2006

DATED 24.11.2006

Between:
B.A.Tilak PETITIONER

Versus

The Commissioner/Special Officer,
Bhadrachalam Municipality,
Bhadrachalam, Khammam District
and three others. RESPONDENTS

WRIT PETITION NO.21920 of 2006

ORDER:

This Court ordered Notice Before Admission on 19.10.2006 and granted status quo for a limited period.

2. The Writ Petition is filed for a Writ of Mandamus declaring the action of the respondents in trying to demolish the hut constructed in S.No.20 in the house site 130'x40' (10 cents) allotted by the then Tahsildar, Bhadrachalam, Khammam District with the boundaries, North: 3' way to well, East:Forest quarters, South:Panchayat road and West: Excise Department quarters, as illegal, arbitrary and against the principles of natural justice and consequently direct the respondents not to interfere with the peaceful possession and enjoyment of the above hut and house site and pass such other suitable orders.

3. The petitioner had narrated several details in paragraphs 3 to 5 of the affidavit filed in support of the Writ Petition. The main grievance of the petitioner is that the respondents 1 to 4 are interfering unauthorisedly with his possession without following any procedure.

4. In the light of the facts and circumstances, this Court is of the considered opinion that the Writ Petition be disposed of directing the respondents not to interfere with the possession of the petitioner

relating to the subject matter of the writ petition except by following due process of law.

5. Accordingly, the Writ Petition is disposed of. No costs.

24.11.2006

SSR